

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2005-119-T - ORDER NO. _____

IN RE:

Application of Lowary Patton d/b/a Able)	
Transportation for a Class C Taxi Certificate)	ORDER SUSPENDING
of Public Convenience and Necessity for)	CERTIFICATE
Operation of Motor Vehicle Carrier)	

This matter comes before the Public Service Commission of South Carolina ("the Commission") on the Motion for Immediate Suspension of the Class C (Taxi) C Certificate of Public Convenience and Necessity of Lowary Patton d/b/a Able Transportation, filed by the Office of Regulatory Staff ("ORS").

S.C. Code Ann. Section 1-23-370(c) (Revised 2005) states that if an agency finds that public health, safety, or welfare imperatively requires emergency action, and incorporates a finding to that effect in its order, summary suspension of a license may be ordered pending proceedings for revocation or other action. ORS has demonstrated that the insurance for this carrier has expired. We, therefore hold that this carrier operating with no insurance constitutes an emergency which requires us to immediately suspend it's certificate granted in Docket No. 2005-119-T in order to protect the public safety. This suspension will remain in effect until a hearing is held and a final determination can be made as to whether the Certificate in question should be permanently revoked.

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Accordingly, the Class C (Taxi) Certificate of Public Convenience and Necessity of Lowary Patton d/b/a Able Transportation is hereby suspended. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

G. O'Neal Hamilton, Chairman

ATTEST:

C. Robert Moseley, Vice Chairman

(SEAL)